

WSGL WEINGARTEN, SCHURGIN, GAGNEBIN & LEOVICI LLP*Intellectual Property Law*
Patents • Trademarks • CopyrightsTen Post Office Square
Boston, Massachusetts 02109
Tel. 617.542.2290 • Fax. 617. 451.0313
www.wsclip.com**RECEIVED**
CENTRAL FAX CENTER**AUG 05 2005****FACSIMILE COVER SHEET**

DATE: August 5, 2005

TO: Examiner Christopher L. Lavin
TC Art Unit: 2621

Fax No.: (571) 273 8300

FROM: Holliday C. Heine, Ph.D.

No. of pages transmitted
(including this page): 36

Our File: HSS-021XX

Time:

Your Ref:


Sent by: Rose

Application No. 09/869,638
Filed Date: February 8, 2002
Confirmation No.: 5891

A confirmation copy of this transmission will not be mailed unless the following is checked: []

MESSAGE**PLEASE DELIVER DIRECTLY TO:**
EXAMINER Christopher L. Lavin
TC ART UNIT NO: 2621**FOR ENTRY****Enclosed for filing please find a: Response to Office Action including**
Attachments References Nattkemper et al and
Schubert et al and a Request for 3 Months
Extension of Time

The Commissioner is hereby authorized to Charge Deposit Account No. 23-0804 for any additional filing fees associated with this communication or credit any overpayment.


Attorney for Applicant: Holliday C. Heine, Ph.D.
Registration No. 34,346

324980-1

THIS MESSAGE MAY CONTAIN CONFIDENTIAL OR PRIVILEGED INFORMATION INTENDED ONLY FOR THE PERSON(S) IDENTIFIED ABOVE. IF IT HAS BEEN RECEIVED AT ANY OTHER PLACE OR HAS NOT BEEN CLEARLY RECEIVED, PLEASE CALL THE ABOVE IDENTIFIED SENDING PARTY COLLECT FOR INSTRUCTIONS. DO NOT SHOW OR DISTRIBUTE THIS MESSAGE TO ANYONE OTHER THAN THE INTENDED RECIPIENT(S). THANK YOU.

Application No.: 09/869,638
 Filed: February 8, 2002
 TC Art Unit: 2621
 Confirmation No.: 5891

Rev 07/05

WEINGARTEN, SCHURGIN, GAGNEBIN & LEOVICI LLP
 Ten Post Office Square
 Boston, Massachusetts 02109
 Telephone: (617) 542-2290
 Telecopier: (617) 451-0313

Date: August 5, 2005

Via Facsimile

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Attorney

Docket No.: HSS-021XX

Sir:

In re application of: Tim Wilhelm Nattkemper et al.

Entitled: METHOD FOR THE AUTOMATIC ANALYSIS OF MICROSCOPE IMAGES

Transmitted herewith is an **amendment** in the above-identified application. The following checked items are applicable:

- ☐ This is a Request for Continued Examination under §1.114; authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$) per §1.17(e).
- ☐ Enter the unentered amendment previously filed on per §1.116.
- ☒ A Petition for Extension of Time for 3 month is hereby made under §1.136(a); authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$510.00) per §1.17.
- ☒ In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.
- ☒ Other: Attachments to Response -References: Nattkemper et al and Schubert et al.

CLAIMS AFTER AMENDMENT:	MINUS PRIOR PAID CLAIMS:	EQUALS PRESENT EXTRA CLAIMS:	RATE:	ADDITIONAL FEE:
Independent	1 - 3	= -0-	x \$200.00 =	-0-
Total	15 - 20	= -0-	x \$ 50.00 =	-0-
[] Multiple Dependent Claims (1st presentation)			+ \$360.00 =	-0-
SUBTOTAL ADDITIONAL FEE				-0-
Small Entity filing, divide by 2. Small Entity status must be asserted.				-0-
TOTAL ADDITIONAL FEE				-0-

- ☒ No additional fee. ☐ The fee has been calculated above; authorization is provided herewith to charge Deposit Account No. 23-0804 (\$) for the cost of same.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees under §1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

I hereby certify that this correspondence is being sent via facsimile to Examiner Christopher L. Lavin, TC Art Unit 2621, Fax No. (571) 273 8300, on Aug. 5, 2005

Holliday C. Heine
 Attorney of Record: Holliday C. Heine, Ph.D.
 Registration No.: 34,346

HCH/raw 324975-1

RECEIVED
CENTRAL FAX CENTER

AUG 05 2005

PATENT

Rev 07/05

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : Tim Wilhelm Nattkemper et al.
Application No. : 09/869,638
Filed : February 8, 2002
Confirmation No. : 5891
For : METHOD FOR THE AUTOMATIC ANALYSIS OF
MICROSCOPE IMAGES
Examiner : Lavin, Christopher, L.
Attorney's Docket : HSS-021XX

TC Art Unit: 2621

I hereby certify that this correspondence is being sent via
facsimile to Examiner Christopher L. Lavin, TC Art Unit 2621, Fax
No. (571) 273 8300, on Aug. 5, 2005.

By: Holliday C. Heine
Holliday C. Heine, Ph.D.
Registration No. 34,346
Attorney for Applicant(s)

AMENDMENT

Via Facsimile
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated February 7, 2005,
please amend the above-identified patent application as follows.

WEINCARTEN, SCHURGIN,
GAGNEBIN & LESOVICI LLP
TEL. (617) 542-2290
FAX (617) 542-2290